GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

EFS&T Department - Diversion of 4.47 ha. (i.e. 2.96 ha. for mining + 0.50 ha. for dumping area + 0.60 ha. for safety zone area + 0.41 ha. for approach road area) of forest land for extraction of Colour Granite in Compt.No.103, Boyakonda R.F. of Chittoor (West) Division, in favour of M/s. Sri Sai Rocks - Permission accorded - Orders – Issued

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ENVIRONMENT, FORESTS, SCIENCE & TECHNOLOGY (Section-II) DEPARTMENT

G.O.MS.No. 8 **Dated: 23-01-2019.**
Read the following:-

1. From PCCF (HoFF), Lr.Rc.No.3409/2014/FCA-2, dt.31-1-2017.
2. State Govt.Lr.No.482/Section-II/2017, dt.21-12-2017.
3. From GoI, MoEF& CC, Lr.F.No.4-APB054/2018-CHN/0560, dt.18-04-2018.
4. State Govt. Lr.No.482/Section-II/2017, dt:12-12-2018.
5. From GoI, MoEF& CC, Lr.F.No.4-APB054/2018-CHN/1974, dt.17-12-2018.

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ORDER:

The Principal Chief Conservator of Forests (Head of Forest Force), Andhra Pradesh in his letter 1st read above, had submitted a proposal under Forest (Conservation) Act, 1980, for diversion of 4.47 ha. (i.e. 2.96 ha. for mining + 0.50 ha. for dumping area + 0.60 ha. for safety zone area + 0.41 ha. for approach road area) of forest land for extraction of Colour Granite in Compt.No.103, Boyakonda R.F. of Chittoor (West) Division, in favour of M/s. Sri Sai Rocks, Chittoor and requested to forward the same to Government of India, Ministry of Environment, Forests, & Climate Change, for according necessary approval under Section-2 of Forest (Conservation) Act, 1980.

2. The said proposal was sent to Government of India, Ministry of Environment, Forests, & Climate Change, for their approval under Section-2 of Forest (Conservation) Act, 1980 vide State Government letter 2nd read above.

3. Government of India, Ministry of Environment, Forests, & Climate Change, vide their letter 3rd read above, have accorded in-principle (Stage-I) approval under Section-2 of Forest (Conservation) Act, 1980, for the proposal, subject to compliance of certain conditions as stipulated therein.

4. Accordingly, the State Government vide letter 4th read above, have furnished the compliance report on the conditions stipulated by the Government of India Ministry of Environment, Forests, & Climate Change, while according in-principle (Stage-I) approval.

5. Government of India, Ministry of Environment, Forests, & Climate Change in their letter 5th read above, have accorded (**Stage-II**) approval under Section- 2 of Forest (Conservation) Act, 1980, for diversion of 4.47 ha. (i.e. 2.96 ha. for mining + 0.50 ha. for dumping area + 0.60 ha. for safety zone area + 0.41 ha. for approach road area) of forest land for extraction of Colour Granite in Compt.No.103, Boyakonda R.F. of Chittoor (West) Division, in favour of M/s. Sri Sai Rocks, Chittoor subject to compliance of certain conditions as stipulated therein.

6. Government, after careful examination of the proposal, hereby accord permission to the Principal Chief Conservator of Forests (Head of Forest Force), Andhra Pradesh for diversion of 4.47 ha. (i.e. 2.96 ha. for mining + 0.50 ha. for dumping area + 0.60 ha. for safety zone area + 0.41 ha. for approach road area) of forest land for extraction of Colour Granite in Compt.No.103, Boyakonda R.F. of Chittoor (West) Division, in favour of M/s. Sri Sai Rocks, Chittoor subject to the following conditions:-

i. Legal status of the diverted forest land shall remain unchanged;

ii. Compensatory afforestation over 4.00 ha (out of 5.05 ha of area transferred to the State Forest Department) of non-forest land identified in Sy Nos 17 & 18 in Edurudona Village of N.P.Kunta Mandal of Ananthapuram District, shall be raised and maintained by the State Forest Department **from funds which has already been realized from the User Agency;**

iii. At least 1000 plants/ ha of diverted forest area shall be planted in the non-forest land identified for compensatory afforestation and in case, if the required numbers could not be planted therein, the balance shall be planted in the nearby degraded forest land identified by the State Forest Department at the cost of the User Agency;

iv. The non-forest land identified for raising compensatory afforestation which has been transferred and mutated in favour of the State Forest Department shall be notified by the State Government as Reserve Forest under Section-4 or Protected Forest under Section-29 of the Indian Forest Act, or under the relevant Section(s) of the State Forest Act latest within a period of six months from the date of issue of Stage-H approval. The Nodal Officer shall report compliance in this regard along with a copy of the original notification to the Central Government for information and record;

v. Additional amount of the Net Present Value (NPV) of the diverted forest land if any, becoming due after revision of the same by the Hon'ble Supreme Court of India in future, shall be charged by the State Government from the User Agency;

vi. In case of the mining leases adjoining the habitation stretch, boundary of the safety zone of the lease adjacent to the habitation/roads should be properly fenced by the User Agency at the project cost to protect the vegetation /regeneration activities in the safety zone, from the amount which has already been realized form the User Agency;

vii. The Safety zone shall be maintained as a green belt and to ensure dense canopy cover in the area, regeneration activity shall be taken up by State Forest Department **from the amount which has already been realized form the User Agency;**

viii. The State Forest Department shall carry out afforestation and its maintenance on degraded forest land, to be selected elsewhere measuring one and half times the extent of the safety zone, **from the amount which has already been realized form the User Agency.** The DGPS co-ordinates of the area shall be submitted within two months from the date of Stage -II approval;

ix. The User Agency either himself or through the State Forest Department shall undertake gap planting and soil & moisture conservation activities to restock and rejuvenate the degraded open forest (having crown density less than 0.4), located in the area within 100 meters from outer perimeter of the mining lease and shall carry out the works as proposed in the mitigative measures plan for protection of Forest area located adjacent to the proposed mining lease area, **from the amount which has already been realized form the User Agency;**

x. The User Agency shall undertake mining in a phased manner and take due care for reclamation of the mined over area. If it is found that the

activities indicated in the reclamation plan are not being executed by the User Agency, the Nodal Officer or the Addl. Principal Chief Conservator of Forests (Central) may direct that mining activities shall remain suspended till such time, such reclamation activities are satisfactorily executed;

xi. The User Agency shall ensure stabilization of the overburden dumps by appropriate grading/ benching so as to ensure that that angles of repose at any given place is less than 28^0;

xii. Mining shall be done in the forest area in accordance with the approved mining plan from the competent authority and mining area shall not be opened up hapazardly;

xiii. Diversion of the said forest land under this approval shall be for a period co-terminus with the period of the mining lease proposed to be granted under the Mines and Minerals (Development and Regulation) amendment Act, 2015, or Rules framed there under;

xiv. User Agency shall obtain Environment Clearance as per the provisions of the Environmental (Protection) Act, 1986;

xv. Consent of the State Pollution Control Board shall be obtained under the Air and Water Act before commencement of mining operations and it shall be renewed regularly;

xvi. No labour camps shall be established on the forest land. The User Agency shall provide firewood, preferably alternate fuel to the labourers and the staff working at the site so as to avoid any damage and pressure on the adjacent forest areas;

xvii. The layout plan of the proposal shall not be changed without prior approval of the Central Government;

xviii. As the area is located on top of the hillock, in order to avoid soil erosion, a deep trench / stone wall shall be provided all along the periphery of the area, at the cost of User Agency;

xix. The User Agency and the State Government shall ensure compliance to all the Acts, Rules, Regulations and Guidelines of the Ministry, for the time being in force, as applicable to such project;

xx. The forest land shall not be used for any purpose other than that specified in the proposal and total forest area utilized for the project shall not exceed **4.47 ha** (including safety zone area);

xxi. The forest land diverted shall under no circumstances be transferred or sublet to any other agency or Department or person without prior approval of the Central Government;

xxii. A comprehensive monitoring shall be done at the end of five years to study the impact of mining. If it is found that the lessee has violated or is not complying with the stipulated conditions, the approval given under the Forest (Conservation) Act, 1980 shall be revoked;

xxiii. The User Agency shall submit the annual self compliance report in respect of the above conditions to the Regional Office of the Ministry and to the State Government;

xxiv. The Principal Chief Conservator of Forests and Nodal Officer (FCA) of the State of Andhra Pradesh shall instruct all field level officers to implement the CA scheme in its entirety as per the approved CA scheme and no CA amount shall be left unspent;

xxv. Any other condition that the Additional Principal Chief Conservator of Forests (Central), Regional Office, Chennai may impose from time to time in the interest of afforestation, conservation and management of flora and fauna in the area shall be complied by the User Agency;

xxvi. In the event of failure to comply with any of the above conditions the User Agency is liable for penal action as decided by the Additional Principal Chief Conservator of Forests (Central), Regional Office, Chennai;

7. The Principal Chief Conservator of Forests (Head of Forest Force), Andhra Pradesh, shall take further necessary action in the matter accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

G.ANANTHA RAMU
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Principal Chief Conservator of Forests (Head of Forest Force),
Andhra Pradesh, Guntur.

Copy to:
The Additional Principal Chief Conservator of Forests (Central)
Government of India, Ministry of Environment & Forests,
Regional Office, 1st and 2nd Floors,
Handloom Export promotion Council Building
34, Cathedral Garden Road, Nungambakkam, Chennai – 600034.

M/s. Sri Sai Rocks,
H.No.19-240/21, Near Vignanadeepthi English medium School,
Mittoor extn, Chittoor District – 517001.

P.S to Hon'ble Minister (EFS&T)

P.S to Principal Secretary to Government, EFS&T Dept.,

SF/SC

// FORWARDED :: BY ORDER //

SECTION OFFICER